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11 Counterclaim-Defendant Leadership Studies, Inc.

12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14
15 LEADERSHIP STUDIES, INC., a
California corporation,

16 Plaintiff,

17 v.

18 BLANCHARD TRAINING AND
DEVELOPMENT, INC., a California
corporation, and Does 1-10, inclusive,

20 Defendants.

21 BLANCHARD TRAINING AND
DEVELOPMENT, INCORPORATED,

23 Counterclaim-Plaintiff,

24 v.

25 LEADERSHIP STUDIES, INC.,

26 Counterclaim-Defendant.

CASE NO. 15CV1831 WQH-KSC

**SUPPLEMENTAL DECLARATION
OF JEFFREY J. ZUBER RE:
EXTENSION TO FILE JOINT
MOTION FOR DETERMINATION
OF DISCOVERY DISPUTE ON
PLAINTIFF'S REQUESTS FOR
PRODUCTION 73-78**

*No Oral Argument Unless Requested
By The Court*

[Filed Concurrently with Joint Motion
for Determination of Discovery Dispute
on Plaintiff's Requests for Production
73-78]

Case No. 15CV1831 WQH-KSC

DECLARATION OF JEFFREY J. ZUBER

I, Jeffrey J. Zuber, declare as follows:

3 1. I am an attorney duly admitted to practice before this Court. I am a
4 partner with Zuber Lawler & Del Duca LLP, attorneys of record for Leadership
5 Studies, Inc. (“CLS”). I have personal knowledge of the facts stated herein and, if
6 called to testify, I could competently do so.

2. The original extended date to file this joint motion for determination of
3 a discovery dispute was April 17, 2017. *See* Fintz Decl. at ¶ 33, Exh. 25.

9 3. On April 17, 2017, counsel for Blanchard Training and Development,
10 Inc. (“BTD”) requested an additional day, beyond the five day minimum afforded
11 for a response, to serve their responsive portion of the current joint motion, and
12 BTD represented that the extra day would not affect the deadline on filing this joint
13 discovery motion with the Court. Counsel for CLS agreed to allow the additional
14 day along with a corresponding extra day to file this joint discovery motion.

15 4. On the following day, April 18, 2017, counsel for BTD served their
16 portion of the joint discovery motion as promised.

17 5. However, BTD's counsel was not available to serve its signed portion
18 of the certificate of compliance Pursuant to Local Rule 26.1(b) and Rule V(D) of the
19 Rules of the Hon. Karen S. Crawford, U.S.M.J. BTD requested that they serve the
20 signature on the following day, and CLS agreed. The parties agreed that the motion
21 to compel deadline would be moved accordingly.

22 | 6. On the following day, April 19, 2017, BTD served its portion of the
23 | signed statement as promised.

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1 7. A true and correct copy of an email chain between counsel for both
2 parties, memorializing the foregoing facts and agreements, is attached hereto as
3 Exhibit 1.

4 I declare under penalty of perjury under the laws of the United States of
5 America that the foregoing is true and correct.

6 Executed on this 19th day of April, 2017, at Los Angeles, California.

Jeffrey J. Zuber